

Steven M. Chabre, SBN 173271
The Law Office of Steven M. Chabre
1335 Park Avenue
Alameda, CA 94501
(510) 749-1440
(510) 749-0466 (fax)
chabre66@yahoo.com

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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

NASSER ESA,

Plaintiff,

vs.

LOCKHEED MARTIN FLEXIBLE
BENEFITS PLAN, LOCKHEED MARTIN
GROUP UNIVERSAL LIFE PLAN, LIFE
INSURANCE COMPANY OF NORTH
AMERICA, and THE PRUDENTIAL
INSURANCE COMPANY OF AMERICA,

Defendants.

Case No.: C 10-3977 JF

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE CASE
MANGEMENT CONFERENCE AND ADR
COMPLIANCE DATE**

Judge: Honorable Jeremy Fogel

STIPULATION

Plaintiff, Nasser Esa, and defendants, Lockheed Martin Flexible Benefits Plan ("the Flex Plan"), Lockheed Martin Group Universal Life Plan ("the Universal Life Plan"), Life Insurance Company of North America ("LINA"), and The Prudential Insurance Company of America ("Prudential") stipulate to the following:

1 The parties scheduled a mediation session for May 31, 2011 with Michael Loeb, Esq. as
 2 the mediator. Defendant Prudential did not attend the mediation because of a scheduling conflict
 3 that arose for Prudential's attorney. Plaintiff and defendants LINA and the Flex Plan went ahead
 4 with the May 31 mediation and agreed to settle plaintiff's first cause of action. Plaintiff and
 5 LINA have not yet exchanged the consideration called for in their settlement, but they will
 6 shortly.

8 Plaintiff and defendants Prudential, the Flex Plan, and the Group Universal Life Plan
 9 intend to complete the mediation and are attempting to find a mutually agreeable date with the
 10 mediator for the follow-up session.

12 Consequently, the parties respectfully request that the Court continue the ADR
 13 compliance date to July 8, 2011 and the case management conference until July 29, 2011.

16 Date: June 3, 2011

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

18 By: /s/
 19 Sean Nalty
 20 Attorneys for Defendants
 21 LOCKHEED MARTIN FLEXIBLE BENEFITS PLAN
 and LIFE INSURANCE COMPANY OF NORTH
 AMERICA

23 Date: June 3, 2011

GORDON & REES LLP

25 By: /s/
 26 Tad Devlin
 27 Attorneys for Defendants
 28 LOCKHEED MARTIN FLEXIBLE BENEFITS PLAN,
 LOCKHEED MARTIN GROUP UNIVERSAL LIFE
 PLAN and THE PRUDENTIAL INSURANCE
 COMPANY OF AMERICA

Date: June 3, 2011

THE LAW OFFICE OF STEVEN M. CHABRE

By: /s/

Steven M. Chabre
Attorneys for Plaintiff
NASSER ESA

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that the ADR compliance date is continued to July 8, 2011 and the Case Management Conference is continued to July 29, 2011.

Date: June 8, 2011.


JEREMY FOGEL
United States District Judge